

# Exhibit 1

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1 UNITED STATES DISTRICT COURT  
1 SOUTHERN DISTRICT OF NEW YORK

2 -----x

3 In re: TERRORIST ATTACKS ON  
3 SEPTEMBER 11, 2001

03 MDL 1570 (GBD)

4 -----x

New York, N.Y.  
October 28, 2010  
11:00 a.m.

7 Before:

8 HON. FRANK MAAS

Magistrate Judge

11 APPEARANCES

13 COZEN O'CONNOR

13 Attorneys for plaintiff Federal Insurance

14 BY: SEAN P. CARTER

15 KREINDLER & KREINDLER

16 Attorneys for Ashton plaintiffs

16 BY: ANDREW J. MALONEY, III

18 MOTLEY RICE LLC

18 Attorneys for Burnett plaintiffs

19 BY: ROBERT T. HAEFELE

20 HANLY CONROY BIERSTEIN SHERIDAN FISHER HAYES LLP

21 Attorneys for Burnett and Euro Brokers plaintiffs

21 BY: ANDREA BIERSTEIN

23 ANDERSON KILL & OLICK, P.C.

23 Attorneys for O'Neill plaintiffs

24 BY: JERRY S. GOLDMAN

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1           One thing I want to be clear on both sides is that  
2           there is an obligation to preserve all documents relevant to  
3           the damages issue even though discovery as to it is going to be  
4           postponed.

5           There was a proposal that the plaintiffs had regarding  
6           staggering of discovery such that defendants would produce  
7           materials first and plaintiffs would go second. I understand  
8           the reasons that the plaintiffs made that proposal, but I don't  
9           think that's appropriate, so I'm not going to stagger discovery  
10          in that way.

11          Plaintiffs make a point in their submission that  
12          defendants were proposing that they would only have five days,  
13          something like that, after this conference in which to provide  
14          their Rule 26 disclosures. I think it is appropriate to extend  
15          that deadline. I'm going to say that the plaintiffs are to  
16          produce their Rule 26 disclosures by November 24th.

17          I am then going to require that document requests be  
18          served by December 10th, that formal responses to those  
19          requests be served by January 7th, and that from then forward  
20          there be rolling productions of documents. I'm setting the  
21          deadline to complete the production of documents. I recognize  
22          we may hit some speed bumps, but I'm following Judge Daniels'  
23          suggestion that we be aggressive in the scheduling and see how  
24          things go. I am going to set April 29, 2011, as the deadline  
25          to complete the rolling productions.

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